

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control 610 Department or Agency Alabama Board of Nursing
Rule No. 610-X-5.09
Rule Title: Requirements For Collaborative Practice By Physicians and Certified Registered Nurse Practitioners
New Amend Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? Yes

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? No

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? No

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.


Signature of certifying officer Peggy Sellers Benson, RN, MSHA, MSN, NE-BC

Date May 18, 2018

(DATE FILED)
(STAMP)

APA-2
11/96

ALABAMA BOARD OF NURSING

NOTICE OF INTENDED ACTION

AGENCY NAME:

Alabama Board of Nursing

RULE NO. & TITLE:

610-X-5-.09 Requirements For Collaborative Practice By Physicians And Certified Registered Nurse Practitioners

INTENDED ACTION: The Alabama Board of Nursing proposes to amend the rules related to collaborative practice.

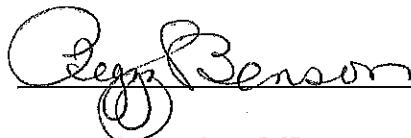
SUBSTANCE OF PROPOSED ACTION: The Alabama Board of Nursing proposes to amend Administrative Code, 610-X-5-.09, Requirements For Collaborative Practice By Physicians And Certified Registered Nurse Practitioners, to create a potential exemption to full-time equivalent rules for CRNPs working under specific, limited protocols. A copy of the proposed rule may be found on the Board's web site, www.abn.alabama.gov, under "laws" and then "proposed rule changes."

TIME, PLACE, MANNER OF PRESENTING VIEWS: Written or verbal comments will be received by the Board of Nursing until 4:30 P.M. on Thursday, July 5, 2018. Verbal or written comments should be directed to Peggy Benson, Executive Officer, at P.O. Box 303900, Montgomery, AL 36130-3900 or via electronic mail at Peggy.Benson@abn.alabama.gov or via telephone at 334-293-5210.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

The record closes at 4:30 P.M. on Thursday, July 5, 2018.

CONTACT PERSON AT AGENCY: Peggy Benson, Executive Officer.



Executive Officer

610-X-5-.09 Requirements For Collaborative Practice By
Physicians And Certified Registered Nurse Practitioners.

- (1) The collaborating physician shall:
 - (a) Provide professional medical oversight and direction to the certified registered nurse practitioner.
 - (b) Be readily available for direct communication or by radio, telephone or telecommunications.
 - (c) Be readily available for consultation or referrals of patients from the certified registered nurse practitioner.
- (2) In the event the collaborating physician is not readily available, provisions shall be made for medical coverage by a physician who is pre-approved by the State Board of Medical Examiners and is familiar with these rules.
- (3) In the event of an unanticipated, permanent absence of a collaborating physician, a previously approved covering physician may be designated as a temporary collaborating physician for a period of up to sixty (60) days. During the sixty (60) day time period, an application designating a new collaborating physician should be submitted for approval.
- (4) The certified registered nurse practitioner's scheduled hours in patient homes, facilities licensed by the Alabama Department of Public Health, and facilities certified by the Alabama Department of Mental Health, and when practicing under specified limited protocols, are not subject to the required minimum hours for physician presence.
- (5) The collaborating physician shall:
 - (a) Have no additional requirement for documentation of on-site collaboration when working in the same facility with the certified registered nurse practitioner (CRNP).
 - (b) Be present for not less than ten percent (10%) of the CRNP's scheduled hours in an approved practice site with CRNP who has less than two (2) years (4,000 hours) of collaborative practice experience:
 - (i) Since initial certification; or
 - (ii) In the collaborating physician's practice specialty.
 - (c) Visit remote practice sites no less than twice annually.

Author: Alabama Board of Nursing **Statutory Authority:** Code of Ala. 1975, §34-21-85. **History:** **New Rule:** Filed August 25, 2003; effective September 29, 2003. **Amended:** Filed July 22, 2005; effective August 26, 2005. **Amended:** Filed October 6, 2006; effective November 10, 2006. **Amended:** Filed March 21, 2008; effective April 25, 2008. **Amended:** Filed September 24, 2012; effective October 29, 2012. **Amended:** Filed July 2, 2015; effective August 6, 2015. **Amended:** Filed January 22, 2018; effective March 8, 2018. **Amended:** Filed May 18, 2018

Ed. Note: Rule .08 was renumbered to .09 as per certification filed July 2, 2015; effective August 6, 2015.